

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JANUARY 8, 2004.

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Thursday, January 8, 2004.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Rush of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

Gracious God, Whose wisdom is infinite and forgiveness inexhaustable, we continue to place our confidence in You, Our Creator. At various times and on many occasions, You have made known to us a way of life which, if followed, offers to each person personal peace, a set of priorities, fulfillment and a spirit of joy. Inspire us to walk in Your ways. Aware of our shortcomings, we continue to place our hope in You and in Your always available assistance which enables us to make right decisions and choices. In this changing world, our hearts and minds still tell us that our communities and nation are as strong as our commitment to time-honored human and spiritual goals and values.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

At the request of the Chair (Mr. Rush), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Snowmobile Safety Week.

Resolutions (filed by Ms. Gobi of Spencer) recognizing the week of January 11 to 17, 2004 as Snowmobile Safety Week;

Douglas Hugo Foote.

Resolutions (filed by Mr. Kaufman of Lexington) congratulating Douglas Hugo Foote on receiving the Eagle Award of the Boy Scouts of America; and

Alfred P. Donovan.

Resolutions (filed by Mr. Miceli of Wilmington) honoring Alfred P. Donovan on his swearing in as Chief of the Tewksbury Police Department;

Mr. DiMasi of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Bosley of North Adams, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Annual Report.

Collective bargaining, police and fire.

The annual report of the Joint Labor-Management Committee for Municipal Police and Fire (under the provisions of Clause (a) of Subsection 3 of Section 1 of Chapter 589 of the Acts of 1987) relative to the results of involving the resolution of a dispute over the provisions of collective bargaining agreements, was placed on file.

Papers from the Senate.

An order was adopted, in concurrence, as follows:

Ordered, That a convention of the two branches be held at seven o'clock P.M., on Thursday, January 15, 2004, for the purpose of receiving such communication as His Excellency the Governor, Mitt Romney, may be pleased to make to them, relating to the concerns of the Commonwealth.

Convention of the two branches.

A petition of Robert A. Antonioni and Emile J. Goguen for legislation to authorize Robert V. Antonucci to re-enter the state retirement program, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Retirement, creditable service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2187) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

By Mr. O'Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Mary M. Putney, an employee of the Trial Court (House, No. 4332). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mary M. Putney, sick leave bank.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Donato of Medford, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Quinn of Dartmouth, for the committee on Banks and Banking, on House, Nos. 98, 857, 1235, 1238 and 3108, an Order relative to authorizing the committee on Banks and Banking to make an investigation and study of certain House documents concerning consumer protection in the banking industry (House, No. 4419).

Banking protection, study.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on House, Nos. 408, 1913, 3375 and 3399, an Order relative to authorizing the committee on Public Safety to make an investigation and study of certain House documents concerning fire fighter training and other related matters (House, No. 4420).

Fire fighter training, study.

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported, in each instance, asking to be discharged from further consideration of said orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on a petition, a Bill pertaining to fire fighter safety (House, No. 599).

Fire fighters.

Smoke
detectors.

By the same member, for the same committee, on a petition, a Bill relative to smoke detector responsibility clarification (House, No. 3391).

Vehicles,
interior
lights.

By the same member, for the same committee, on a petition, a Bill relative to the stopping of motor vehicles by police at night (House, No. 4126, changed in line 9 by striking out the following: "\$100" and inserting in place thereof the following: "\$25").

Dangerous
buildings.

By the same member, for the same committee, on Senate, No. 1345 and House, No. 972, a Bill relative to dangerous buildings and building floor plans (House, No. 4417).

Day
care.

By the same member, for the same committee, on House, No. 2279, a Bill relative to licensing authorities for day care providers and day care providers notifying their local fire department (House, No. 4418).

Port
Authority,
retirement.

By Mr. Koczera of New Bedford, for the committee on Public Service, on a petition, a Bill establishing the retirement benefit for employees of the Massachusetts Port Authority (House, No. 2149).

Pittsfield.

By the same member, for the same committee, on a petition, a Bill relative to the position of seasonal employees in the city of Pittsfield (House, No. 3828) [Local Approval Received].

Wellesley.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Wellesley to establish a post employment health insurance trust fund (House, No. 3869) [Local Approval Received].

Grafton.

By the same member, for the same committee, on a petition, a Bill relative to the use of retired police officers by the town of Grafton (House, No. 3936) [Local Approval Received].

Dedham.

By the same member, for the same committee, on a petition, a Bill exempting public works positions in the town of Dedham from the civil service law (House, No. 4093) [Local Approval Received].

Christopher
Bailey,
sick leave
bank.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Christopher Bailey an employee of the Department of Correction (House, No. 4323).

James
Flamer,
sick leave
bank.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for James Flamer, an employee of the Department of Mental Retardation (House, No. 4324).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Orders of the Day.

Third
reading
bill.

The Senate Bill relative to Ponders Hollow Road in the city of Westfield (Senate, No. 1157), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third
reading
bills.

House bills
Relative to the Department of Finance in the town of Brookline (House, No. 4088) (its title having been changed by the committee on Bills in the Third Reading); and

Designating the Brockton District Courthouse as the George N. Covett Courthouse (House, No. 4156, changed);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Finneran of Boston,—
Ordered, That when the House adjourns today, it adjourn to meet Next sitting.
on Monday next at eleven o'clock A.M.

Mr. Nyman of Hanover then moved that as a mark of respect to the memory of Keith E. Collins, a member of the House from Rockland in 1962, 1963 and 1964, the House adjourn; and the motion prevailed.

Accordingly, at fourteen minutes after eleven o'clock A.M., on motion of Mr. Donato of Medford (Mr. Rush of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.